IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE M.H.S.ANSARI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 3622 of 1996

Between:

1 M. Sitaram S/o Ramarao
Kandulavari Street, Visakhapatnam-01
2 P. Narayana Rao S/o late Kanakam
D.No.57-24-101, Tummalapalem, Kancharapalem, Visakhapatnam-08
3 D. Satya Bharathi W/o D.N. Prasad
Haritha Apartments, Rly. New Colony, Visakhapatnam-16
4 J. Ramu S/o Nookaraju
D.No.36-93-323/1, Indiranagar, Srikanakamahalxmi Cable T.V.,

Kancharapalem, Visakhapatnam-08
5 M. Govinda Reddy S/o late Lakshmana Rao
D.No.36-97-27, Kothareddy Kancharapalem, Visakhapatnam-08
6 V. Ramana S/o Appanna
D.No.36-10-08, Kancharapalem, Visakhapatnam-08
7 K. Pydireddy S/o late Gurumurthi Reddy
D.No.36-97-114, Kapparada, Kancharapalem, Visakhapatnam-08
8 A. Mohan Achari S/o Alimali Venu Gopal
22-13-10,Chengalrao Pet, Visakhapatnam-01

.... PETITIONERS

AND

1 Principal Secretary to the Government (Revenue) Government of Andhra

Pradesh, A.P., Hyderabad
2 Entertainment Tax Officer (ACTO) Jalaripet, VUDA Complex,

Siripuram Junction, Visakhapatnam-04

3 Entertainment Tax Officer (ACTO) Kupram Market, VUDA Complex, Siripuram Junction, Visakhapatnam-04

4 Entertainment Tax Officer (ACTO) Dabagardens, VUDA Complex, Siripuram Junction, Visakhapatnam-04

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ Order or Direction, more particularly one in the nature of Writ of Mandamus or any other appropriate Writ declaring the Sec.15-A of the A.P.E.T. Act as Ultravires the Legislative powers and also provision under Sec.3,4,6 of the A.P.E.T. Act, 1939 and ultravires the provisions of the Central Act, 7 of 1995 (Cable Television Network (Regulation) Act, 1995 and therefore unconstitutional and illegal.

Counsel for the Petitioners:MR.D.DHILLESWAR RAO

Counsel for the Respondents: GP FOR COMMERCIAL TAX

The Court made the following :

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ORDER: (Per the Hon'ble Sri Justice M.H.S.Ansari)

As on the previous occasion none appeared on behalf of the petitioners, matter was directed to be listed this day ‘for dismissal’.

Even today none has appeared on behalf of the petitioners nor any representation is made on his behalf.

The Writ Petition is, accordingly, dismissed for default. No costs.

M.H.S.ANSARI, J.

S.ANANDA REDDY, J.

Dated 22-12-2004.

skmr

..... REGISTRAR

To

1 Principal Secretary to the Government (Revenue), Government of Andhra Pradesh, A.P., Hyderabad
2 The Entertainment Tax Officer (ACTO) Jalaripet, VUDA Complex, Siripuram Junction, Visakhapatnam-04
3 The Entertainment Tax Officer (ACTO) Kupram Market, VUDA Complex, Siripuram Junction, Visakhapatnam-04
4 The Entertainment Tax Officer (ACTO) Dabagardens, VUDA Complex, Siripuram Junction, Visakhapatnam-04

5. 2CCs to G.P. for Commercial Tax, High Court Buildings, Hyderabad(OUT).

6. 2CD copies